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23 **UNITED STATES DISTRICT COURT**  
 24 **NORTHERN DISTRICT OF CALIFORNIA**  
 25 **SAN FRANCISCO DIVISION**

26 IN RE: UBER TECHNOLOGIES, INC.,  
 27 PASSENGER SEXUAL ASSAULT  
 28 LITIGATION

29 This Document Relates to:

30 ALL ACTIONS

31 Case No. 3:23-md-03084-CRB (LJC)

32 **DEFENDANTS' ADMINISTRATIVE  
 33 MOTION TO SEAL PERSONAL  
 34 IDENTIFYING INFORMATION AND  
 35 INFORMATION DESIGNATED AS  
 36 CONFIDENTIAL PURSUANT TO ECF 176  
 37 CONTAINED IN DEFENDANTS'  
 38 REPLY IN SUPPORT OF UBER'S MOTION  
 39 REGARDING FRAUDULENT PLAINTIFF  
 40 FACT SHEETS**

41 Judge: Hon. Charles R. Breyer  
 42 Courtroom: 6 – 17th Floor

43 DEFENDANTS' ADMINISTRATIVE MOTION TO SEAL PERSONALLY IDENTIFYING INFORMATION AND  
 44 INFORMATION DESIGNATED AS CONFIDENTIAL PURSUANT TO ECF 176

1        **DEFENDANTS' STATEMENT IN SUPPORT OF SEALING CONFIDENTIAL MATERIALS**

2        Under Local Rules 7-11 and 79-5, Defendants Uber Technologies, Inc., Rasier, LLC, and Rasier-  
 3 CA, LLC (“Uber” or “Defendants”) hereby move this Court for an order to seal the personal identifying  
 4 information (“PII”) contained in their Reply in Support of Uber’s Motion Regarding Fraudulent Plaintiff  
 5 Fact Sheets (the “Reply”) and its exhibits. The Reply and its exhibits contain PII and information  
 6 designated as confidential pursuant to the Protective Order entered in this matter from materials produced  
 7 by Plaintiffs and Uber. *See* ECF 176. The Reply and exhibits are attached as Exhibit A, filed with this  
 8 Administrative Motion.

9        A party seeking to seal a judicial record bears the burden of establishing that “compelling reasons”  
 10 support that request. *Kamakana v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1178–79 (9th Cir. 2006).  
 11 Specifically, that party must “articulate[] compelling reasons supported by specific factual findings . . .  
 12 that outweigh the general history of access and the public policies favoring disclosure [of court records],  
 13 such as the ‘public interest in understanding the judicial process.’” *Id.* (quoting *Foltz v. State Farm Mut.*  
 14 *Auto. Ins.*, 331 F.3d 1122, 1135 (9th Cir. 2003)). “In turn, the [C]ourt must ‘conscientiously balance[] the  
 15 competing interests’ of the public and the party who seeks to keep certain judicial records secret.” *Id.* at  
 16 1179 (quoting *Foltz*, 331 F.3d at 1135).

17        Assessment of the public and private interests implicated here warrant sealing this information.  
 18 Local Rule 79-5(c)(1)(i). Uber in particular seeks to seal PII and responses provided within certain  
 19 Plaintiff Fact Sheets (“PFS”) and Defendant Fact Sheets (“DFS”) produced by counsel via MDL  
 20 Centrality (“MDLC”) which are considered confidential and subject to the Protective Order entered in this  
 21 matter. *See* ECF 176. Courts have found that such information “is sealable under the compelling reasons  
 22 standard.” *See, e.g., Kumandan v. Google LLC*, No. 19-cv-04286-BLF, 2022 WL 17971633, at \*1 (N.D.  
 23 Cal. Nov. 17, 2022). That is because such information is “not relevant to any of the issues in this litigation,  
 24 nor would the public have any real interest in its disclosure.” *O’Connor v. Uber Techs., Inc.*, No. C-13-  
 25 3826 EMC, 2015 WL 355496, at \*3 (N.D. Cal. Jan. 27, 2015). On the other hand, the public disclosure of  
 26 the PII and responses provided within certain PFS and DFS contained within the Reply could cause  
 27 significant and avoidable harm or embarrassment to the affected individuals. Moreover, no less restrictive

1 alternative to sealing the PII and PFS and DFS responses within the Reply and exhibits is sufficient. Local  
 2 Rule 79-5(c)(1)(iii). Uber's request is narrowly tailored to seal only the PII and responses provided within  
 3 certain PFS and DFS while ensuring that the public retains access to the rest of the Reply and related  
 4 documents. This Court may therefore "appropriately balance[]" the privacy interests of the affected  
 5 individuals with the public's right to access by allowing redaction of all such PII and responses provided  
 6 within certain PFS and DFS in the Reply, as well as sealing exhibits 1-6, which are or reference  
 7 confidential PFS and DFS. *O'Connor*, 2015 WL 355496, at \*2.

8 **CONCLUSION**

9 For the foregoing reasons, Uber respectfully requests this Court grant this Administrative Motion  
 10 to seal responses provided within certain PFS and DFS contained in the Reply and seal Exhibits 1-6 to the  
 11 Reply, which are or reference PFS and DFS marked confidential under the Protective Order.

12 DATED: December 27, 2025

13 Respectfully submitted,

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